



Under Secretary of Commerce for Intellectual Property and  
Director of the United States Patent and Trademark Office  
Washington, DC 20231  
www.USPTO.gov

Paper No. 6

SWABEY OGILVY RENAULT  
SUITE 1600  
1981 MCGILL COLLEGE AVENUE  
MONREAL, QUEBEC, CANADA H3A 2Y3

**COPY MAILED**

**SEP 24 2001**

**OFFICE OF PETITIONS**

In re Application of  
Robert H. Marchessault et al  
Application No. 09/837,742  
Filed: April 18, 2001  
Attorney Docket No. 1770-251US

ON PETITION

This is in response to the petition under 37 CFR 1.47(a), originally filed on April 18, 2001 and supplemented by facsimile transmission on April 18, 2001

The petition is **DISMISSED**.

Rule 47 applicant is given TWO (2) MONTHS from the mailing date of this decision to reply, correcting the below-noted deficiencies. Any reply should be entitled "Request for Reconsideration of Petition Under 37 CFR 1.47(a)," and should only address the deficiencies noted below, except that the reply may include an oath or declaration executed by the nonsigning inventor. **FAILURE TO RESPOND WILL RESULT IN ABANDONMENT OF THE APPLICATION.** Any extensions of time will be governed by 37 CFR 1.136(a).

A grantable petition under 37 CFR 1.47(a) requires: (1) proof that the non-signing inventor cannot be reached or refuses to sign the oath or declaration after having been presented with the application papers (specification, claims and drawings); (2) an acceptable oath or declaration in compliance with 35 U.S.C. §§ 115 and 116; (3) the petition fee; and (4) a statement of the last known address of the nonsigning inventor. Applicant lacks item (4) set forth above.

A statement of the inventor's last known address is missing and is required.


Further correspondence with respect to this matter should be addressed as follows:

By mail: Assistant Commissioner for Patents  
Box DAC  
Washington, D.C. 20231

By FAX: (703) 308-6916  
Attn: Office of Petitions

By HAND: 2201 South Clark Plaza  
Crystal Plaza 4, Suite 3C23  
Arlington, VA 22202

Telephone inquiries should be directed to the undersigned at (703) 305-8680.

  
Frances Hicks  
Petitions Examiner  
Office of Petitions  
Office of the Deputy Commissioner  
for Patent Examination Policy